



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board

Division of Water Rights
1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
Fax: 916.341.5400 ♦ www.waterrights.ca.gov

SURNAME



Arnold Schwarzenegger
Governor

December 12, 2007

In Reply Refer
to:300:WT:S008208,
S008216

John & Mary Ann Fitzgerald
13305 Ager Beswick Rd
Montague, CA 96064

OWNER ASSIGNMENT OF STATEMENTS OF WATER DIVERSION AND USE S008208 AND S008216 FOR DIVERSIONS FROM COLD CREEK TRIBUTARY TO BOGUS CREEK IN SISKIYOU COUNTY

On August 7, 2007 the State Water Resources Control Board, Division of Water Rights (Division) received notification changing the ownership of S008208 and S008216 from Marilyn Fitzgerald to John and Mary Ann Fitzgerald. Accordingly, the Division will update its records to show the following:

Statement ID:	S008208 and S008216
Current Owner:	John & Mary Ann Fitzgerald
Mailing Address:	13305 Ager Beswick Rd Montague, CA 96064
Telephone:	(530) 459-3159

450298
450303

A Supplemental Statement of Water Diversion and Use (Supplemental Statement) will be mailed to you every three years, which must be filed with the Division prior to July 1 that year. There is no fee for filing a Supplemental Statement. The submittal of a Supplemental Statement is a record of your water use. It is used by the Division to verify existing data and to notify you of water right matters related to your claim.

If you have questions or concerns regarding this matter, please contact me at (916) 341-5408 or at WTToy@waterboards.ca.gov.

Sincerely,

Whalen Toy
Water Resources Control Engineer
Data Management Unit

U:\Herdr\DMU\STATEMENTS\Letters\Owner Change\S008208 Change.doc

SURNAME

by 12/12/07

August 1, 2007

State of California
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

To Whom It May Concern:

In 2003, my husband and I bought out my mother in law, Marilyn Fitzgerald. Before that time, we were also residing at the same residence for 13 years. Since 1990 we have taken over the family ranch and lived at the following address:

13305 Ager Beswick Rd.
Montague, CA 96064

John Fitzgerald, my husband, remembers signing water use papers about every 3 years, but we have not received one for at least 3 years. I have emailed <http://www.waterrights.ca.gov> and also mailed a letter to the above address, but have yet to receive a reply. Online I noticed a change of ownership form which I felt was my next step.

Please let us know what the process is, if we need to do anything more or whatever.

Thank you



Mary Ann Fitzgerald

Our past water use is referred by the following 2 numbers:

008216

008208

Here are my contact phone numbers during the day:

530-598-0295

Or

530-841-6296

Home is: 530-459-3159

QC
JAN 23 2008
an

OK & reviewed
by 12/12/07

SLN
0008208
STATE WATER RESOURCES
CONTROL BOARD
2007 AUG -7 AM 11:57
DIV. OF WATER RIGHTS
SACRAMENTO

CHANGE OF NAME/ADDRESS OR OWNERSHIP

2007 AUG 7 AM 11:57

DIV. OF WATER RIGHTS
SACRAMENTO

Regulations require the owner of a water right to directly notify the State Water Resources Control Board (State Water Board) with information regarding either a change in the name and/or address of the current water right holder or a change in ownership of the water right (Cal. Code Regs., Title 23, §830-831). All correspondence pertaining to a water right, including the bill for fees, is mailed to the owner (or agent) of record at the most recent address supplied to the State Water Board. Until such time as the State Water Board is notified of a change in ownership, the owner of record is liable for all fees and related charges assessed to the billing account.

To inform the State Water Board of any updates to the name or address of the current water right holder, please complete Box 1 and return this form to the Division of Water Rights at the address above. To inform the State Water Board of a change in ownership of a water right, please complete Boxes 1 and 2. If there are joint owners of this water right, you must provide the names and addresses of all joint owners and designate one person to receive all correspondence from the State Water Board regarding the joint application (Water Code, § 1290; Cal. Code Regs., Title 23, § 691.) For multiple owners, please attach additional sheets as necessary.

Box 1: Current or New Owner: (complete for Change of Name/Address or Change of Ownership)

Provide the water right identification number for all that apply:			
Application No. _____	Permit No. _____	License No. _____	Statement No. <u>008216</u> <u>008208</u>
Small Domestic/Livestock Registration or Stockpond Certificate No. _____		Groundwater Recordation No. _____	
Select One: Individual/Sole Proprietor _____ Husband/Wife Co-Ownership <input checked="" type="checkbox"/> Estate _____ Trust _____ Joint Venture _____			
Partner/Co-Ownership _____ Limited Partnership _____ Limited Liability Partnership _____ Government Agency _____			
Corporation _____ Unincorporated Business _____ Limited Liability Company _____ Organization/Association _____			
Owner Name: <u>John Fitzgerald</u>			
Co-Owner: <u>Mary Ann Fitzgerald</u>			
Mailing Address: <u>13305 Ager Beswick Rd</u>			
City, State, Zip: <u>Montague, CA 96064</u>			
Phone Number: <u>530 459-3159</u>		E-Mail Address: <u>mafitzo4fast.net</u>	
Assessors Parcel Number(s) (APN) associated with the water right: _____			

Box 2: Former Owner: (complete only for Change of Ownership)

<input type="checkbox"/> I have assigned all my right, title, and interest in the above water right(s) to the party(s) named above.	
Owner Name: <u>Marilyn Fitzgerald</u>	
Mailing Address: <u>351 Bruce St Apt #138</u>	
City, State, Zip: <u>Yreka CA 96097</u>	
Phone Number: <u>530 842-1738</u>	E-Mail Address: <u>NA</u>

Please sign and return this form to the Division of Water Rights at the address above. (Keep a copy for your records if desired)

Name: Marilyn Fitzgerald
(Please Print Legibly)

Signature: Marilyn Fitzgerald Date: 7-28-07



S008208%S%2004

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: MARILYN FITZGERALD;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064**

STATEMENT NO.: S008208
CONTACT PHONE NO.: (916)459-3188

*Returned
Mail*

Source Name: COLD CREEK
Tributary To: BOGUS CREEK
County: Siskiyou
Diversion Within: NW1/4 of NE1/4 Section 18, T47N, R04W, MB&M

Year of First Use: 1962
Parcel Number:

- A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): _____
B. **Year of First Use:** (Please provide if missing above) _____
C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)			Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002													
2003													
2004													

- D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation: _____ acres; Stockwatering: _____; Domestic: _____
Other (specify) _____
- E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.) _____
- F. Please answer only those questions below which are applicable to your project.
1. Conservation of water
a. Are you now employing water conservation efforts? YES _____ NO _____
Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:
Reduction in Diversions:
Year: _____ (AF/MG) Year: _____ (AF/MG) Year: _____ (AF/MG)
Reduction in consumptive use:
Year: _____ (AF/MG) Year: _____ (AF/MG) Year: _____ (AF/MG)
I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

*CS
8/18*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: _____, 20____ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S008208%SZ2001

1999, 2000, 2001

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: MARILYN FITZGERALD

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064

STATEMENT NO: S008208
CONTACT PHONE NO: (916) 459-3188

FOR ONLINE REPORTING AT
www.waterrights.ca.gov

USER NAME: S008208
PASSWORD: C15508

Source Name: GOLD CREEK

Tributary To: BOGUS CREEK

County: Siskiyou

Diversion Within: NW1/4 of NE1/4 Section 18, T47N, R04W, MB&M

Year of First Use: 1962

Parcel Number:

A. Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:														Gallons		Acre-feet		Other			
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual								
1999	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000								
2000	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000								
2001	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000								

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 3.5 acres; Stockwatering 200 hd; Domestic 5 persons;

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ___ NO ✓
Describe any water conservation efforts you have initiated: _____

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO ___

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:
- yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
- I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:
- yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
- I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6-18-02, 2002 at 13305 Agen Research Rd Montague, California

SIGNATURE: [Signature]

PRINTED NAME: John A Fitzgerald
(first name) (middle init.) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: MARILYN FITZGERALD

MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064

STATEMENT NO: S008208

SOURCE: COLD CREEK
TRIBUTARY TO: BOGUS CREEK
COUNTY: SISKIYOU
DIVERSION

WITHIN: NW¼ OF NE¼ SECTION 18, T47N, R4W, MB&M.

TELEPHONE NUMBER:
(916) 459-3188
YEAR OF FIRST USE: 1962
PARCEL NO:

A. Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1997	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1998	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 3 1/2 acres; Stockwatering 200 hd; Domestic 6 persons.

Other (specify): _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
None

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: underground sprinkler system

b. _____

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4-24, 19 99 at residence 13305 Agar Beswick Rd, California

SIGNATURE: John Fitzgerald B

PRINTED NAME: John Fitzgerald B
(first name) (middle init.) (last name)

COMPANY NAME: Fitzgerald Ranch

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE WATER RESOURCES
CONTROL BOARD

96 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS
SACRAMENTO

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: MARILYN FITZGERALD

MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064

STATEMENT NO: S008208

SOURCE: COLD CREEK
TRIBUTARY TO: BOGUS CREEK
COUNTY: SISKIYOU
DIVERSION: --

TELEPHONE NUMBER:
(916) 459-3188

YEAR OF FIRST USE: 1962
PARCEL NO:

WITHIN: NW¼ OF NE¼ SECTION 18, T47N, R4W, MB&M.

- A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) appropriated
- B. Year of first use (Please provide if missing above) 1962
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1994	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1995	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 3.5 ac. acres; Stockwatering 200 head; Domestic 5 persons
Other (specify) _____
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6-8-, 19 96, at Montague, California

SIGNATURE: Marilyn Fitzgerald

PRINTED NAME: MARILYN F FITZGERALD
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME:

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on their riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

"Statements of Water Diversion and Use"
 "Information Pertaining to Water Rights in California"
 "Water Rights for Stockponds Constructed Prior to 1969"
 "Appropriation of Water in California"

5-8-208

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S008208
OWNER OF RECORD: MARILYN FITZGERALD

MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 JUN 22 PM 12:40

SOURCE: COLD CREEK
TRIBUTARY TO: BOGUS CREEK
COUNTY: SISKIYOU
DIVERSION
WITHIN: NW¼ OF NE¼ SECTION 18, T47N, R4W, MDB&M.

TELEPHONE NUMBER:
(916) 459-3188
YEAR OF FIRST USE: 1962
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) appropriated
- B. Year of first use (Please provide if missing above) 1962
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) _____

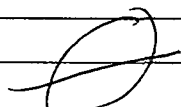
	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1993	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000
1994	40000	40000	40000	60000	60000	60000	60000	60000	60000	60000	40000	40000	620000

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
- Irrigation 3 1/2 acres; Stockwatering 200; Domestic 5
- Other (specify) _____

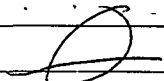
*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)



F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.



I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

X DATED: 6/15/95, 1995, at MONTAGUE, California
SIGNATURE: Marilyn F. Fitzgerald
PRINTED NAME: MARILYN F FITZGERALD
(FIRST NAME) (M. NAME) (LAST NAME)
COMPANY NAME: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. 8208

DIVERSION SITE:

OWNER'S NAME Harold Forten
(FIRST) (MIDDLE) (LAST)

PARCEL NO. _____

PLACE OF USE:

OWNER'S NAME Marilyn Fitzgerald
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. 41-080-140
2. PARCEL NO. 41-080-410
3. PARCEL NO. 4-100-110

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER owner
NAME Marilyn Fitzgerald
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 13305 Agor Research Rd
Montague Ca 96064
(CITY) (STATE) (ZIP)

TELEPHONE NO. (916) 459 - 3188

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 008203

MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064TELEPHONE NUMBER:
(916) 459-3188

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: COLD CREEK

TRIBUTARY TO: BOGUS CREEK

COUNTY: SISKIYOU

YEAR OF FIRST USE: 1962

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 18, T47N, R04W, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

- A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) appropriated
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	5000	5000	5000	8000	8000	8000	8000	8000	8000	8000	5000	5000	81000
1992	5000	5000	5000	8000	8000	8000	8000	8000	8000	8000	5000	5000	81000
1993	5000	5000	5000	8000	8000	8000	8000	8000	8000	8000	5000	5000	81000

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 420 acres; Stockwatering Cattle; Domestic 6
Other (specify) _____

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No change

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 3-3, 19 94, at Montague, CaliforniaSignature: John Fitzhugh

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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"Appropriation of Water in California"

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503

STATE WATER RESOURCES
CONTROL BOARD

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

PH 3:08

DIV. OF WATER RIGHTS
STATEMENT NO. 008208

DIVERTER OF RECORD:

Deceased

~~ROBERT~~ & MARILYN FITZGERALD
13305 AGER-BESWICK
MONTAGUE, CA 96064

TELEPHONE NUMBER:
(916) 459-3188

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: COLD CREEK

TRIBUTARY TO:

COUNTY: SISKIYOU

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 18, T47N, R04W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts ☒ Gallons
below are: ☐ Acre-feet
☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	4000	4000	4000	6000	6000	6000	6000	6000	6000	6000	4000	4000	62000
1989	4000	4000	4000	6000	6000	6000	6000	6000	6000	6000	4000	4000	62000
1990	4000	4000	4000	6000	6000	6000	6000	6000	6000	6000	4000	4000	62000

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 3 1/2

Stockwatering Cattle

Domestic 6 Persons

Other (specify) _____

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No Change

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED:

3/12/91

19

91

at

Montague

California

Signature:

Marilyn F. Fitzgerald

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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- "Appropriation of Water in California"

Jms
17-5

58208

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water John B. Fitzgerald
Address Star Route, Box 10, Montague, California 96064
B. Name of body of water at point of diversion Bloomington's - Foster's
Tributary to Cold Creek. to Beggs Creek then Klamath River
C. Place of diversion NW 1/4 NE 1/4 Section 18, Township 47N, Range 4W, B&M, Siskiyou County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works open ditch to 6" steel pipe to 12" plastic pipe
E. Capacity of diversion works 12" pipe, 30 Gallons per minute
Capacity of storage reservoir NONE
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1973	30000	30000	30000	30000	30000	30000	30000	30000	30000	30000	30000	30000	360,000

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 360,000 gallons
Minimum annual water use in recent years 360,000 gallons
Type of diversion facility: gravity ☒, pump ☐

Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter ☐, estimate ☒

F. Purpose of use (what water is being used for) Domestic, Livestock, Irrigating Garden.

C. General description or location of place of use (use sketch of section grid on reverse side if you desire)
SE of the NE of Section 13, Township 47N, Range 5W

H. Year of first use as nearly as known 62

I. Name of person filing statement John B. Fitzgerald - Thomas E. Fitzgerald
Position OWNERS Organization
Address Star Route Box 10, Montague, California 96064

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed August 24, 1973

Signature

JOHN B. FITZGERALD
Thomas E. Fitzgerald

See Instructions on Reverse Side